

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-151518-002 DT

03/27/2013

PRO TEM MARIA BRANDON
FOR COMMISSIONER KATHLEEN MEAD

CLERK OF THE COURT
M. A. Nash
Deputy

STATE OF ARIZONA

JENNIFER K HANSON

v.

VALERIE LYNN BOGNAR (002)
DOB: 12/16/1968

CRAIG C GILLESPIE

APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
PRETRIAL SERVICES AGENCY-CCC
RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

10:37 a.m.

Courtroom 3B in the South Court Tower

State's Attorney:	Joseph Hinrichson
Defendant's Attorney:	Craig Gillespie
Defendant:	Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

This is the time and date set for Sentencing in the above-entitled cause number.

The Court is in receipt of Pretrial Services Agency - Violation Report.

10:39 a.m. The Court takes a brief Recess

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-151518-002 DT

03/27/2013

10:48 a.m. The Court reconvenes with all the same Parties present.

Sentencing proceeds at this time.

Count(s) 2 and 4: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 2 (as amended) POSSESSION OR USE OF DRUG
PARAPHERNALIA

Class 6 Designated Felony

A.R.S. § 13-3401, 13-3407, 13-3415, 13-3418, 13-3423, 13-901.01(D), 13-901.01(H)(4),
13-701, 13-702, 13-801

Date of Offense: 09/28/2012

Non Dangerous - Non Repetitive

OFFENSE: Count 4 DRIVING OR ACTUAL PHYSICAL CONTROL WHILE UNDER
THE INFLUENCE OF INTOXICATING LIQUOR OR DRUGS

Class 1 Misdemeanor

A.R.S. § 28-1381(A)(3), 28-1381(I) & (J), 28-1387(B), 28-1444, 28-1461, 28-3304, 28-
3305, 28-3306, 28-3315, 28-3319, 12-114.01, 12-116.01, 12-116.02, 12-116.04, 13-707, 13-802,
41-1723, 41-1651

Date of Offense: 09/28/2012

Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 2 Probation Term: 2 Years

To begin 03/27/2013.

Count 4 Probation Term: 2 Years

To begin 03/27/2013.

IT IS ORDERED that probation in Count 4 shall run concurrent with probation in Count
2.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-151518-002 DT

03/27/2013

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the state of Arizona.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 2 - \$65.00 per month, beginning on a date to be determined by the Adult Probation Office.

FINE: Count 2 - Total amount of \$1372.50, which includes surcharges of 83%, payable in full by a date to be determined by the Adult Probation Office.

Fine is to be paid to the Arizona Drug Enforcement Fund.

Count 2: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00 payable on a date to be determined by the Adult Probation Office.

PENALTY ASSESSMENT - A.R.S. §12-116.04: Count 2 - \$13.00 payable on a date to be determined by the Adult Probation Office.

Investigative Agency: Arizona Department of Public Safety

Count 2: \$15.00 to the Drug Lab Remediation payable on a date to be determined by the Adult Probation Office.

FINE: Count 4 - Total amount of \$457.50, which includes surcharges of 83%, payable in full by a date to be determined by the Adult Probation Office.

PRISON CONSTRUCTION & OPERATIONS FUND: Count 4 - \$500.00, payable monthly in an amount to be determined by the adult probation office.

Count 4: \$500.00 payable monthly in an amount to be determined by the Adult Probation Office to the Public Safety Equipment Fund pursuant to A.R.S. § 41-1723 beginning on a date to be determined by the Adult Probation Office.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-151518-002 DT

03/27/2013

PROBATION SURCHARGE: Count 4 - \$20.00 payable on a date to be determined by the Adult Probation Office.

Count 4: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00 payable on a date to be determined by the Adult Probation Office.

PENALTY ASSESSMENT - A.R.S. §12-116.04: Count 4 - \$13.00 payable on a date to be determined by the Adult Probation Office.

Investigative Agency: Arizona Department of Public Safety

All amounts payable through the Clerk of the Superior Court.

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 18 - Count 4: Be incarcerated in the county jail for 10 days with 9 days suspended day(s), beginning 3/27/2013 with credit for 1 day(s) served.

IT IS ORDERED jail incarceration shall be deferred if Defendant is in compliance with Probation.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.

2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion to Dismiss the following: Counts 1 and 3.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 13-610.

The presentence investigation report is filed under this cause number.

10:59 a.m. Matter concludes.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-151518-002 DT

03/27/2013

LATER:

11:06 a.m.

Due to an error made by the Court, this matter is recalled with all same Parties present.

Count 4: The fines and conditions are discussed in open Court at this time, and paperwork is corrected.

11:13 a.m. Matter concludes

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-151518-002 DT

03/27/2013

Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ PRO TEM MARIA BRANDON
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)